

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. CR20-092 JCC  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
JOSE DANIEL ESPINOZA, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Conspiracy to Distribute Controlled Substances; Asset Forfeiture  
Allegations

Date of Detention Hearing: August 5, 2020.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

01           1.       Defendant has been charged with a drug offense, the maximum penalty of which  
02 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
03 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

04           2.       Defendant's criminal record shows multiple incidents of violation of supervision  
05 by using controlled substances or failure to report, as well as failure to comply with treatment.  
06 He is a United States citizen with strong ties to Mexico, including family and ownership of  
07 property. The AUSA alleges defendant was involved in debt collection and enforcement  
08 efforts on behalf of the conspiracy that involved violence or threats of violence. The AUSA  
09 alleges defendant possessed firearms in furtherance of the drug conspiracy, and questions the  
10 extent of any legitimate employment that defendant may have had. When arrested, the AUSA  
11 alleges defendant was in possession of large amounts of controlled substances and cash.

12           3.       Taken as a whole, the record does not effectively rebut the presumption that no  
13 condition or combination of conditions will reasonably assure the appearance of the defendant  
14 as required and the safety of the community.

15 It is therefore ORDERED:

16           1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
17 General for confinement in a correction facility separate, to the extent practicable, from  
18 persons awaiting or serving sentences or being held in custody pending appeal;

19           2. Defendant shall be afforded reasonable opportunity for private consultation with  
20 counsel;

21           3. On order of the United States or on request of an attorney for the Government, the person  
22 in charge of the corrections facility in which defendant is confined shall deliver the

01 defendant to a United States Marshal for the purpose of an appearance in connection  
02 with a court proceeding; and

- 03 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
04 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
05 Officer.

06 DATED this 5th day of August, 2020.

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09 Mary Alice Theiler  
10 United States Magistrate Judge  
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